IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.2063 OF 2006
IN
WRIT PETITION NO.3737 OF 2005

Sakhari Nate & Ors. .. Applicants.
Vs.
The State of Maharashtra & Ors. .. Respondents.

Mr.R.D.Suryawanshi for the applicants.
Ms.V.S.Mhaispurkar AGP for respondent nos.1 to 3.
Mr.C.P.Deogirikar for respondent no.4.

CORAM : D.B.BHOSALE, J.

DATED : 18TH AUGUST, 2006

P.C.:

. Heard learned counsel for the applicants and respondent no.4 and learned A.G.P. for respondent nos.1 to 3.

2. By this application, the applicants have prayed for continuing the interim order granted by this Court vide order dated 15.7.2005 pending hearing and final disposal of writ petition No.3737 of 2005. It appears that by the order dated 15.7.2005 the writ petition was admitted and the Rule was made returnable in the third week of August, 2005 and the interim order was directed to be continued till then. On 14.7.2006, on the application moved for fixed date of hearing this Court expressed its inability to concede

to the request in view of the heavy roaster before the learned Judge. On 9th August, 2006 this Court granted liberty to the applicants to file fresh application seeking interim relief and hence the applicants have filed the instant application. Admittedly, the applicants are holding charge of the Managing Committee till this date. From the perusal of all the orders and contents of the application, as also the challenge in the writ petition, in my opinion, the petition will become infructuous if the interim order that was granted on 15.7.2005 is not continued till the disposal of the writ petition hence I pass the following order:

. The interim order that was granted on 15th July, 2005 shall remain operative till the disposal of the writ petition. Liberty to the respondents to apply for fixed date of hearing afresh is granted.

. The civil application is disposed of.

(D.B.Bhosale, J.)